

**Bristol-Myers
Squibb Company**

**Bristol-Myers Squibb
Legal Division
PATENT DEPARTMENT**

Facsimile Cover Sheet

To: USPTO

**From: Eileen M. Immordino
Bristol-Myers Squibb Company
P.O. Box 4000
Princeton, New Jersey 08543-4000**

Fax: (703) 746-9195

**Phone: (609) 252-3246
Fax: (609) 252-4526**

Date: May 11, 2004

Pages: 2 - total

**Subject: Request for Corrected Filing Receipt USSN 10/773,819
ATTY DKT. NO. LD0214 CNT 1**

cc:


Comments:

If pages are missing or illegible, call Eileen Immordino at (609) 252-3246.

---CONFIDENTIALITY NOTICE This facsimile is intended only for the person(s) named. Unless otherwise indicated, it contains information that is confidential, privileged and/or exempt from disclosure under applicable law. If you have received this message in error, please notify the sender of the error.---

**CONFIDENTIAL LEGAL OPINION
ATTORNEY-CLIENT COMMUNICATION
ATTORNEY WORK PRODUCT**

CASE LD0214 CNT 1

CERTIFICATE OF FACSIMILE TRANSMISSION		
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.		
Eileen M. Immordino Type or print name	 Signature	May 11, 2004 Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF
DIMARCO ET AL.
APPLICATION NO:
FILED: FEBRUARY 6, 2004
FOR: POLYMORPHS OF AN EPOTHILONE ANALOG

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER CORRECTING OFFICIAL FILING RECEIPT

Sir:

The official filing receipt received in the above-identified application erroneously lists the inventor's Zhenrong Gu. Please issue a corrected filing receipt listing the Inventor's name as follows:


--Zhenrong Guo--

A copy of the filing receipt with the correction noted is enclosed.

Applicants believe this error is ascribable to the Patent Office. Accordingly, no fees are required. However, if this is incorrect, the Commissioner is hereby authorized to charge the \$25 fee under 37 CFR §1.19(h) and any additional fees that may be required to Deposit Account No. 19-3880 in the name of Bristol-Myers Squibb Company.

Respectfully submitted,

Bristol-Myers Squibb Company
Patent Department
P.O. Box 4000
Princeton, NJ 08543-4000
609-252-
Date: May 11, 2004


Gary D. Greenblatt
Agent for Applicants
Reg. No. 47,609

LD0214 - US - CNT 1
GREENBLATT

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/773,819	02/06/2004	1624	770	LD0214 CNT 1	9	20	3

CONFIRMATION NO. 8066 ✓

23914
STEPHEN B. DAVIS
BRISTOL-MYERS SQUIBB COMPANY
PATENT DEPARTMENT
P O BOX 4000
PRINCETON, NJ 08543-4000

FILING RECEIPT



OC000000012537759

Date Mailed: 05/05/2004 ✓

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John D. DiMarco, East Brunswick, NJ; ✓
 Jack Z. Gougoutas, Princeton, NJ; ✓
 Imre M. Vitez, Whitehouse Station, NJ; ✓
 Martha Davidovich, East Brunswick, NJ; ✓
 Michael A. Galella, Old Bridge, NJ; ✓
 Timothy M. Malloy, Yardley, PA; ✓
Zhenrong Gu, East Brunswick, NJ; ✓
 Denis Favreau, Saint-Hubert, CANADA; ✓

RECEIVED
BMS PATENT LAW

MAY 07 2004 FCFR-6/5/04

Docketed Item FLR
 Due Date PPD-8/12/04
 Attorney GG

Domestic Priority data as claimed by applicant

This application is a CON of 09/925,112 08/09/2001 PAT 6,689,802
 which claims benefit of 60/225,590 08/16/2000 ✓

Foreign Applications

If Required, Foreign Filing License Granted: 05/05/2004 ✓

Projected Publication Date: 08/12/2004 ✓

Non-Publication Request: No

TO: E. Immordino
Dora Lynch

Early Publication Request: No

Title

Polymorphs of an epothilone analog

Preliminary Class

514

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-126)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).